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PUBLIC NOTICE

ENVIRONMENTAL PROTECTION

COMPLIANCE AND ENFORCEMENT

TOXIC CATASTROPHE PREVENTION ACT (TCPA) PROGRAM

Notice of Availability of Annual TCPA Fee Schedule Report for Fiscal Year (FY) 2022

Take notice that the Department of Environmental Protection (Department) is adjusting fees to owners and operators of facilities covered under the Toxic Catastrophe Prevention Act (TCPA) pursuant to N.J.A.C. 7:31-1.11A, which requires the Department to assess an annual fee to each owner/operator of a TCPA regulated facility. The annual fee consists of three elements: a base (or facility) fee, a covered process-derived fee, and an inventory-derived fee. All three fee components are recalculated annually. Pursuant to the rule, the base fee represents 20 percent of the total amount billed, and the process fee and the inventory fee each represent 40 percent of the total annual billing.

The current fees are based on a projected budget of \$1,792,066 for fiscal year (FY) 2022. The annually adjusted base fee, process-derived fee, and inventory-derived fee, calculated in accordance with N.J.A.C. 7:31-1.11A(c)1 through 5, are as follows:

Base fee	\$3,960.37
Process-derived fee	\$5,600.21/process
Inventory-derived fee	\$17.04/hazard unit (HU)

A registrant with a facility hosting a single process and a single hazard unit will be billed

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an annual TCPA fee for FY 2022 of \$9,577.61, determined as follows:

Base fee	\$3,960.37
Process-derived fee	\$5,600.21
Inventory-derived fee	<u>\$ 17.04</u>
Total fee	\$9,577.62

Below is a comparison of the adopted fees for FY 2021 and FY 2022.

<u>Fee Unit Rates</u>	<u>Base</u>	<u>Process-derived</u>	<u>Inventory-derived</u>
Adopted FY 2021	\$3,781.80	\$5,374.92/process	\$15.87/HU
Adopted FY 2022	\$3,960.37	\$5,600.21/process	\$17.04/HU

The increase in the annually adjusted base, process-derived and inventory-derived unit fees for FY 2022 are the result of an increase in the projected budget due to increases in the Salaries and Fringe benefits and slight changes in the numbers of facilities, processes, and hazard units.

During the month of December, the Department will send each registrant a bill stating the fee for 2022. The bill will reflect the revised base fee, the number of covered processes, and the hazard units of inventory of extraordinarily hazardous substances at the facility as of October 1, 2021, pursuant to N.J.A.C. 7:31-1.11A(g). The registrant shall pay the fee by check or money order, payable to "Treasurer, State of New Jersey" prior to January 31, 2022. The check or money order shall be submitted to:

New Jersey Department of the Treasury

Division of Revenue

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P.O. Box 417

Trenton, NJ 08625-0417

The Annual TCPA Fee Schedule Report for FY 2022 detailing the calculations and inputs regarding the number of TCPA facilities, covered processes, EHS inventories and TCPA spending plan (budget) is available from the Department. Interested persons may view the report at <http://www.nj.gov/dep/enforcement/tcpa/tcpadown.htm>, or request a copy of the report from the Department at the following address:

Chief, Bureau of Release Prevention

New Jersey Department of Environmental Protection

P.O. Box 420

Mail Code 22-03D

Trenton, NJ 08625 - 0420

(609) 633-0610

The Department will mail a notice of the fees and the availability of the report to all current TCPA registrants.